

**CITY OF GOLD BAR, WASHINGTON
ORDINANCE #779**

**AN ORDINANCE FOR THE CITY OF GOLD BAR, WASHINGTON AMENDING GOLD BAR
MUNICIPAL CODE TITLES 5 AND 17 RELATING TO BUSINESS LICENSING**

WHEREAS, Gold Bar Municipal Code (GBMC) Title 5 regulates business applications; and

WHEREAS, GBMC Title 17 details municipal codes related to home occupations; and

WHEREAS, definitions in both Title 5 and Title 17 must be updated to reflect changes and provide clarification; and

WHEREAS, GBMC Title 17 has wording in conflict with Title 5 and should default to Title 5 as final guidance on business licensing; and

WHEREAS, GBMC Title 17 has a typographical error;

NOW THEREFORE, THE COUNCIL FOR THE CITY OF GOLD BAR ORDAINS that Title 5, Business Licenses and Regulations, and Title 17, Zoning, shall be amended as follows.

Section I, Title 17.16.020 – Permitted Uses

Section II, Title 5.09.020 – Requirements for Licensing New Businesses With a Physical Address Within City Limits

Section III, Title 5.04.030 – Business Defined

Section IV, Title 17.08.830 – Home Occupation

Section V, Severability

Section VI, Effective Date

Section I, Title 17.16.020(B) – Permitted Uses

B. Home ~~occupations~~, businesses/cottage industries, provided that the following conditions are met:

4. The home ~~occupation~~ business/cottage industry does not generate any noise that can be heard beyond the property lines of the home,

7. The home ~~occupation~~ business/cottage industry shall in no way affect the appearance of the principal building and the lot as a residence including the addition of accessory buildings that are not associated with residential uses,

8. The home ~~occupation~~ business/cottage industry shall in no way generate debris that would possibly produce litter,

9. The home ~~occupation~~ business/cottage industry shall not generate more than ten (10) trips per day, nor involve the parking of more than an additional two (2) vehicles per day,

10. Except as expressly permitted by this section, the ~~occupation~~ business/cottage industry shall in no way detract from the residential character of the neighborhood and shall not unreasonably interfere with the use of adjoining properties. The home ~~occupation~~ business/cottage industry should be conducted in such a manner that adjoining property occupants ~~aren't~~ are not reasonably aware that the applicant is conducting a business on his/her property,

11. ~~Approved h~~Home occupations business/cottage industry permits applications shall qualify as a permit exempt from regulatory reform requirements specified in GBMC Section 19.01.070(B). ~~The city clerk-treasurer~~ City staff shall review and approve all ~~home occupation business/cottage industry applications~~. Staff shall mail notice of a ~~home occupation business/cottage industry application~~ to owners of adjoining properties ~~and properties within line of sight on the opposite side of the street~~. Staff shall mail the notice at least ten (10) days before ~~the city clerk-treasurer makes~~ city staff make a decision on the ~~permit application~~. ~~The city clerk-treasurer~~ City staff shall have the authority to condition the ~~permit application~~ approval in order to ~~insure~~ ensure compliance with applicable ~~permit application~~ criteria. Home business/cottage industry applications shall meet all requirements found in GBMC Section 5.09.20, Business Licensing.

12. The ~~home occupation business/cottage industry~~ does not include any marijuana related business;

Section II, Title 5.09.020 – Requirements For Licensing New Businesses With a Physical Address Within City Limits

B. Applications deemed by city staff to have potential impacts to neighbors, including, but not limited to, parking, noise, hours of operation, and types of service, shall be required to notify residences and businesses ~~within a one hundred fifty foot radius of the proposed business.~~ of adjoining properties and properties within line of sight on the opposite side of the street. The notification should include information on the business, the opportunity to comment in writing to the city, and the date of the public comment period. The public comment period shall be no less than two (2) weeks from the date of notification of the applicant. The applicant must provide the city with a list of those notified, and the date of notification.

Section III, Title 5.04.030 – Business Defined

“~~Home occupation business/cottage industry~~” means business conducted incidental to the residential use of property, generally within a dwelling by resident occupants within Gold Bar City Limits.

Section IV, Title 17.08.830 – Home ~~Occupation~~ Business/Cottage Industry

“~~Home occupation business/cottage industry~~” means an occupation carried on within a dwelling and not in an accessory building by a member or members of a family residing therein as outlined in Section 17.16.020.

Section V, Severability

This ordinance is severable and if any portion of it shall be declared invalid or unconstitutional, the remaining portion shall remain valid and enforceable.

Section VI, Effective Date

This ordinance shall take effect from, and after, its passage, approval, and publication as provided by law.

Passed by the Council for the City of Gold Bar on this _____ day of _____, 2024.

Attest: _____, Steve Yarbrough, Mayor

Attest: _____, Lisa Stowe, Clerk/Treasurer